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Remarks

Applicant respectfully requests reconsideration of this application as amended. Each of the independent claims has been amended. Support for these amendments may be found in paragraph 0055 of the specification.

35 U.S.C. §103 Rejection

Claims 1, 2, 5-9, 11-15, 19, 22, 23, 30-31, 33-35, 41, 43, 44, 50, 51, 53 and 56 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Robinson et al. (U.S. Patent No. 5,522,075) and in view of Shorter (U.S. Patent No. 5,063,500). In response, it is respectfully argued that each of the independent claims of the present application, as amended, includes at least one limitation not disclosed or rendered obvious by Robinson and/or Shorter.

Specifically, claim 1 requires receiving an instruction, wherein the instruction is one of a first type to indicate a first type of request or a second type to indicate a second type of request, wherein the first type is for an initial transition to a VM and the second type is for a subsequent transition to the VM. Neither Robinson nor Shorter describe or suggest these two different types of instructions.


Each of the other independent claims includes at least one limitation corresponding to the limitations of claim 1 that are not described or suggested by Robinson and/or Shorter, and each of the other claims include at least one of these limitations based on their dependence. Therefore, Applicant respectfully submits that the rejections have been overcome and that the claims are in condition for allowance. Accordingly, applicant respectfully requests the rejections be withdrawn and the claims be allowed.

Applicant respectfully petitions for an extension of time to respond to the outstanding Office Action pursuant to 37 C.F.R. § 1.136(a) should one be necessary. Please charge our Deposit Account No. 50-0221 to cover the necessary fee under 37 C.F.R. § 1.17(a) for such an extension.

Please charge any shortage to our Deposit Account No. 50-0221.

Respectfully submitted,

Date: October 7, 2010



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